

OFFICE OF THE SECRETARY OF STATE
BEV CLARNO
SECRETARY OF STATE
JEFF MORGAN
INTERIM DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION
STEPHANIE CLARK
DIRECTOR
800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 858
MENTAL HEALTH REGULATORY AGENCY
OREGON BOARD OF PSYCHOLOGY

FILED
07/13/2020 10:34 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Temporary suspension of in-person continuing education requirement.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 08/24/2020 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

CONTACT: LaRee Felton
503-373-1196
laree.felton@oregon.gov

3218 Pringle Road SE, Ste. 130
Salem, OR 97302

Filed By:
LaRee Felton
Rules Coordinator

NEED FOR THE RULE(S):

In response to the COVID-19 global pandemic, and resulting physical distancing initiatives, the Board determined that there is an immediate need to temporarily allow licensees who are due to renew their licenses in the upcoming months to complete all of their continuing education via home study (online programs).

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

OAR Chapter 858 and ORS Chapter 675 are available on the OBOP website at <https://www.oregon.gov/Psychology/Pages/LawsRules.aspx>. Coronavirus/COVID-19 information and resources from the Governor's Office, including relevant Executive Orders, can be found at <https://www.oregon.gov/gov/Pages/coronavirus2020.aspx>.

FISCAL AND ECONOMIC IMPACT:

None.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

None. Small businesses are not subject to this rule.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not directly involved; however members of the Board who developed these amendments

represent small businesses.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The proposed amendments are uncomplicated and address specific concerns of the Board. The Board did not determine that an additional committee beyond the nine-member Board and its staff was necessary to develop the rules.

AMEND: 858-040-0055

RULE SUMMARY: This amendment temporarily suspends the limitation of 20 hours of continuing education credit awarded for home study and study group during a reporting period. It applies only to renewals that are due between March 31, 2020 and July 31, 2021.

CHANGES TO RULE:

858-040-0055

Credit Hours Granted ¶

- (1) Credit shall be given for actual hours attended.¶
- (2) Credit shall be given for no more than 20 hours of continuing education for home study and study group hours combined in each reporting period. This limitation is temporarily suspended for renewals that are due between March 31, 2020 and July 31, 2021.¶
- (3) An instructor, discussion leader, or speaker shall be given two hours of credit for preparation for each hour of presentation time, and one hour of credit for each hour of presentation time.¶
- (4) Credit shall be given for no more than 20 hours of continuing education for service as an instructor, discussion leader, or speaker and published material combined in each reporting period.¶
- (5) One hour of continuing education credit shall be given for reading 100 book pages or four peer-reviewed articles. Credit shall be given for no more than four hours (400 book pages or 16 articles) of reading in each reporting period. No more than two hours of reading may be used to fulfill the professional ethics continuing education requirement, and no more than two hours of reading may be used to fulfill the one-time pain management continuing education requirement.

Statutory/Other Authority: ORS 675.110

Statutes/Other Implemented: ORS 675.110(14)